

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Subbarao Surampudi, et al. Art Unit : 1745
Serial No.: 10/797,625 Examiner : Stephen J. Kalafut
Filed : March 9, 2004
Title : DIRECT METHANOL FEED FUEL CELL AND SYSTEM

Commissioner for Patents
P.O. Box 1450
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TERMINAL DISCLAIMER UNDER 37 C.F.R. §§ 3.73(b) AND 1.321(b)

Pursuant to 37 C.F.R. § 3.73(b), CALIFORNIA INSTITUTE OF TECHNOLOGY, certifies that it is the assignee of the entire right, title, and interest in the above-referenced application by virtue of:

An assignment from the inventors of the above-referenced patent application. The assignment was recorded in the Patent and Trademark Office at Reel 8061, Frame 0783 on May 28, 1996.

To the best of undersigned's knowledge and belief, title is in the assignee identified above.

The undersigned is empowered to act on behalf of the assignee.

Pursuant to 37 C.F.R. § 1.321(b), and to obviate a double patenting rejection, the assignee identified above hereby waives and disclaims the terminal portion of the term of the entire patent to be granted upon the instant application subsequent to

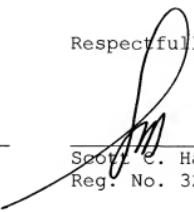
the expiration date of U.S. Patent No. 5,599,638, provided that any patent granted on the instant application shall be enforceable only for and during such period that it is commonly owned with U.S. Patent No. 5,599,638.

The assignee identified above does not disclaim any terminal part of any patent granted on the instant application prior to the expiration date of the full statutory term of U.S. Patent No. 5,599,638 in the event that it later expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. § 1.321(a), has all claims cancelled by a reexamination certificate, or is otherwise terminated prior to expiration of its statutory term, except for the separation of legal title as stated above. Assignee herein does not disclaim or otherwise affect any part of U.S. Patent No. 5,599,638.

This disclaimer runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

Please apply \$65 for the required statutory disclaimer fee pursuant to 37 C.F.R. § 1.20(d), and any other charges or credits, to Deposit Account No. 06-1050.

Respectfully submitted,


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Date: April 30, 2007

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